

TABLE 52.2381—EPA-APPROVED REGULATIONS—Continued
[Vermont SIP regulations 1972 to present]

State citation, title and subject	Date adopted by State	Date Approved by EPA	FEDERAL REGISTER citation	Section 52.2370	Comments and unapproved sections
	9/17/86	7/17/87	52 FR 26982	(c)(19) ...	Related to visibility in Class I areas. 5–501(4) approved.
Section 5–502 Major stationary sources and major modifications.	3/24/79 11/04/79 11/03/81 9/17/86	1/30/80 2/19/80 2/10/82 7/17/87	45 FR 6781 45 FR 10775 47 FR 6014 52 FR 26982	(c)(9) (c)(10) ... (c)(15). (c)(19) ...	Except 5–502(5). Except 5–502(5). Related to visibility in Class I areas. 5–502 (4)(d) and (4)(e) approved.
Subchapter VII Motor vehicle emissions	7/14/95	8/4/97	62 FR 41870	(c)(24).	
Section 5–701 Removal of control devices	12/10/72 3/24/79	5/31/72 2/19/80	37 FR 10899 45 FR 10775	(b) (c)(10).	
Section 5–702 Excessive smoke emissions from motor vehicles.	12/10/72 3/24/79	5/31/72 2/19/80	37 FR 10899 45 FR 10775	(b) (c)(10).	
Section 5–801 Effective date	3/24/79	1/30/80	45 FR 6781	(c)(9).	
Table 1—Process weight standards	12/10/72 1/25/78	5/31/72 12/21/78	37 FR 10899 43 FR 59496	(b). (c)(8).	
Figure 1—Fuel-burning equipment	12/10/72 7/12/76 1/25/78	5/31/72 2/4/77 12/21/78	37 FR 10899 42 FR 6811 43 FR 59496	(b). (c)(6). (c)(8).	
Table 2—PSD increments	3/24/79 12/15/90	1/30/80 3/5/91	45 FR 6781 56 FR 9177	(c)(9). (c)(20) ...	Addition of NO ₂ increments for Class I, II, and III areas.
Table 3—Levels of significant impact for non-attainment areas.	3/24/79 11/4/79 11/3/81	2/19/80 2/19/80 2/10/82	45 FR 10775 45 FR 10775 47 FR 6014	(c)(10) ... (c)(10). (c)(15).	
Definitions	4/20/88	1/10/95	60 FR 2527	(c)(21).	
Section 5–802, Requirement for Registration	4/20/88	1/10/95	60 FR 2527	(c)(21).	
Section 5–803, Registration Procedure	4/20/88	1/10/95	60 FR 2527	(c)(21).	
Section 5–804, False or Misleading Information.	4/20/88	1/10/95	60 FR 2527	(c)(21).	
Section 5–805, Commencement or Re-commencement of Operation.	4/20/88	1/10/95	60 FR 2527	(c)(21).	
Sections 5–806, Transfer of Operation	4/20/88	1/10/95	60 FR 2527	(c)(21) ...	

[49 FR 46142, Nov. 23, 1984, as amended at 50 FR 7768, Feb. 26, 1985; 50 FR 23810, June 6, 1985; 52 FR 26982, July 17, 1987; 56 FR 9177, Mar. 5, 1991; 60 FR 2527, Jan. 10, 1995; 62 FR 17087, Apr. 9, 1997; 62 FR 41282, Aug. 1, 1997; 62 FR 41870, Aug. 4, 1997; 63 FR 19828, Apr. 22, 1998; 63 FR 23501, Apr. 29, 1998]

§ 52.2382 Rules and regulations.

(a) *Non-Part D—No Action.* EPA is neither approving or disapproving the following elements of the revisions:

- (1) Permit fees.
- (2) Intergovernmental consultation.
- (3) Stack height requirements.
- (4) Interstate pollution notification requirements.
- (5) Conflict of interest requirements.
- (b) *Regulation for visibility monitoring and new source review.* The provisions of §§ 52.26 and 52.27 are hereby incor-

porated and made a part of the applicable plan for the State of Vermont.

[45 FR 10782, Feb. 19, 1980, as amended at 45 FR 59315, Sept. 9, 1980; 46 FR 66789, Oct. 8, 1980; 46 FR 16897, Mar. 16, 1981; 50 FR 28553, July 12, 1985]

§ 52.2383 Visibility protection.

(a) The requirements of section 169A of the Clean Air Act are not met because the plan does not include approvable procedures meeting the requirements of 40 CFR 51.305 and 51.307 for protection of visibility in mandatory Class I Federal areas.

(b) Regulations for visibility monitoring and new source review. The provisions of §§ 52.26 and 52.27 are hereby incorporated and made part of the applicable plan for the State of Vermont.

[51 FR 5505, Feb. 13, 1986]

§ 52.2384 Stack height review.

The State of Vermont has declared to the satisfaction of EPA that no existing emission limitations have been affected by stack height credits greater than good engineering practice or any other prohibited dispersion techniques as defined in EPA's stack height regulations, as revised on July 8, 1985. This declaration was submitted to EPA on March 21, 1986. The State has further declared in a letter from Harold T. Garabedian, dated March 21, 1986, that, "[T]he State concludes that our present rule 5-502(4)(d) is adequate to insure that new emission sources will not be able to use credits from modeling ambient impacts at greater than 'good engineering practice' stack height or from using 'other dispersion techniques.'" Thus, Vermont has satisfactorily demonstrated that its regulations meet 40 CFR 51.118 and 51.164.

[52 FR 49407, Dec. 31, 1987]

§ 52.2385 Requirements for state implementation plan revisions relating to new motor vehicles.

Vermont must comply with the requirements of § 51.120.

[60 FR 4738, Jan. 24, 1995]

§ 52.2386 Original identification of plan section.

(a) This section identifies the original "Air Implementation Plan for the State of Vermont" and all revisions submitted by Vermont that were federally approved prior to August 14, 2000.

(b) The plan was officially submitted on January 29, 1972.

(c) The plan revisions listed below were submitted on the dates specified.

(1) Notice of public hearing submitted on February 3, 1972, by the Vermont Agency of Environmental Conservation.

(2) Miscellaneous non-regulatory revisions to the plan submitted on February 25, 1972, by the Vermont Agency of Environmental Conservation.

(3) Miscellaneous changes to regulations 5-412, 5-466, 5-467, 5-481, 5-486, 5-487, and 5-488 submitted on May 19, 1972, by the Vermont Agency of Environmental Conservation.

(4) Revision to the particulate emission limitation or Fuel Burning Equipment, revision to Rule 6, "Rules of Practice," of the Air Quality Variance Board and miscellaneous non-regulatory revisions submitted on March 3, 1975, by the Vermont Agency of Environmental Conservation.

(5) Revision to Chapter 5, "Incinerator Emissions" submitted on November 30, 1973, by the Vermont Agency of Environmental Conservation.

(6) Revision to Vermont Regulations, Chapter 5, "Air Pollution Control", by letter submitted on July 19, 1976 by the Vermont Agency of Environmental Conservation.

(7) Revision to Regulation 5-231, Prohibition of Particulate Matter, section 1, Industrial Process Emissions, with respect to wood processing operations, submitted by the Vermont Secretary of Environmental Conservation on April 11, 1977.

(8) Revisions to Chapter 5 of the Vermont Air Pollution Control Regulations, submitted by the Secretary of Environmental Conservation on February 21, 1978.

(9) Plans to meet various requirements of the Clean Air Act, including Part C, were submitted on March 21 and November 21, 1979. Included in these revisions is a program for the review of construction and operation of new and modified major stationary sources of pollution in attainment areas.

(10) Attainment plans to meet the requirements of Part D and the Clean Air Act, as amended in 1977, were submitted on March 21, November 21, November 27 and December 19, 1979. Included are plans to attain: The secondary TSP standard for Barre City and a portion of the Champlain Valley Air Management Area, the carbon monoxide standard in the Champlain Valley Air Management Area and the ozone standard in Chittenden, Addison, and Windsor Counties. A program was also submitted for the review of construction and operation of new and modified major stationary sources of